

Accepted, and amendment, as amended, adopted.

Senator Shannon offered the following amendment:

Amend so as to exempt Parker, Tarrant, Wise and Jack from the provisions of the game law.

Adopted, and bill passed to its third reading.

Senator Martin moved to suspend the regular order of business and take up House bill No. 466, "An act to amend article 795, chapter 17, of the Penal Code, providing for the protection of creditors of the estates of deceased persons."

Adopted, bill taken up, read second time, and passed to its third reading.

On motion of Senator Matlock, Senator Pope was excused, on account of sickness.

Senator Getzendaner moved to suspend the regular order of business and take up substitute House bill No. 456, "An act to fix the fees of the Department of State and require the collection of the same." Adopted, bill taken up, read second time and passed to its third reading.

Senator Getzendaner moved to suspend the rules and place bill on its third reading.

Adopted by the following vote:

YEAS—20.

Davis,	Harris,	Patton,
Evans,	Johnson of Collin,	Peacock,
Farrar,	Johnston of Shelby,	Perry,
Fowler,	King,	Shannon,
Getzendaner,	Kleberg,	Stratton,
Gibbs,	Martin,	Traylor,
Gooch,	Matlock,	

NAYS—1.

Chesley.

Bill read third time and passed.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 7, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate substitute for House bill No. 528, being "An act to create a land board with authority to investigate alleged land frauds," and find the same correctly engrossed.

MARTIN, Chairman.

Senator Traylor, for Committee on Stock and Stockraising, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 7, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Stock and Stockraising, to whom was referred substitute House bill No. 352, entitled "An act to establish a county brand for the several counties in this State, and to provide for the advertising of all estrays branded with the county brand in the counties to which the county brand may belong" have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass, with the following amendments: In section 6, strike out "when his fee is paid;" also, strike out the word "double," in same section.

All of which is respectfully submitted.

TRAYLOR Acting Chairman

Bill read first time.

On motion of Senator Gooch, the Senate adjourned until 10 o'clock a. m. Monday.

SEVENTY-SECOND DAY.

SENATE CHAMBER,)
AUSTIN, TEXAS, April 9, 1883.)

The Senate met pursuant to adjournment.

The President in the chair.

Roll called. Quorum present.

Prayer by the Chaplain.

On motion of Senator Traylor, the reading of Saturday's journal was dispensed with, and the same adopted.

On motion of Senator Farrar, Senator Houston was excused for the day on account of sickness in his family.

The President gave notice of signing the following bills:

House bill No. 69, "An act to amend article 1134 of the Revised Civil Statutes of the State of Texas, and to add article 1134a, requiring county judges now in office to give official bonds."

House bill No. 34, "An act to amend article 186 of the Penal Code."

Senate bill No. 323, "An act to redistrict the State into judicial districts, and fix the times of holding court therein, and to provide for the election of judges and district attorneys in said districts at the next general election, to be held on the first Tuesday after the first Monday in November, 1884."

House bill No. 485, "An act for the relief of Alsey S. Miller, Milburn Harrall and Mary A. Woods, widow of Gonzales Woods, deceased, survivors of the Dawson massacre," by granting to each one of them a certificate for 1280 acres of land."

Senate bill No. 347, "An act to amend articles 1006, 1007 and 1008 of the Revised Civil Statutes of the State of Texas, approved February 21, 1879."

Substitute House bill No. 225, "An act to further provide for the regulation of railroad and transportation lines in the State of Texas, and to provide for the creation of the office of and appointment of a State engineer and his secretary, and their salaries and duties," etc.

Substitute House bills Nos. 28 and 163, "An act to restore to and confer upon the county courts of Comanche, El Paso, Presidio, Pecos, Tom Green and Hidalgo counties, the civil and criminal jurisdiction heretofore belonging to said courts, under the Constitution and general statutes of the State, and to conform to the jurisdiction of the district court to such change, and to repeal all laws in conflict with the provisions of this act."

Senate bill No. 125, "An act to amend section 1 of an act entitled 'an act to provide for the traveling and other contingent expenses of the quartermaster and commissary of the frontier battalion,' approved May 4, 1874."

Senator Terrell, chairman of Judiciary Committee No. 1, submitted the following reports:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 425, entitled "An act to provide for the dissolution of attachments," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass.

All of which is respectfully submitted.

TERRELL, Chairman

Bill read first time.

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred House bill No. 79, entitled "An act to regulate attachments in certain cases, and to provide for the distribution of the proceeds of property sold under judgment in such cases," have carefully examined the same and instruct me to report the same back with the recommendation that it do not pass.

All of which is respectfully submitted.

TERRELL, Chairman

Bill read first time.

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 363 entitled "An act to amend article 1005 of the Revised

Statutes of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

The object of this bill is to reduce the term of the Supreme Court at Tyler to two months, leaving the term at Galveston three months and extending the term at Austin to four months, which distribution of the time of holding the Supreme Court meets the necessities of the business at each term.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was rereferred substitute House bill No. 390, entitled "An act to amend articles 2389, 2398 and 2400, chapter 3, title 42, of the Revised Civil Statutes of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do not pass.

All of which is respectfully submitted.

TERRELL, Chairman.

Bill read first time.

Senator Traylor introduced a bill to be entitled "An act authorizing the transfer of occupation licenses in certain cases."

Senator Randolph introduced a bill to be entitled "An act to provide for the election of a district attorney in the twelfth judicial district, at the next general election."

Referred to Judiciary Committee No. 2.

Senator Davis introduced a bill to be entitled "An act to donate to the permanent public free school fund all of the remaining public domain of the State of Texas."

Referred to Committee on Education.

Senator Davis, chairman of Committee on Education, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred House substitute for Senate bill No. 189, entitled "An act to provide for the permanent endowment in land or its proceeds, the University of Texas and its branches, including the branch for the instruction of colored youths, and also to provide for an equal endowment for the benefit of the permanent common free school fund of the State," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

DAVIS, Chairman.

Bill read first time.

Senator Evans moved to suspend the regular order of business and take up House bill No. 443, "An act for the relief of the heirs of John W. Thomson, who fell at the storming of the Alamo."

Adopted.

Bill taken up, read third time and passed.

The President referred House substitute for Senate bill No. 189, "An act to provide for the permanent endowment, in land or its proceeds, the University of Texas and its branches, including the branch for the instruction of colored youths, and also to provide for an equal endowment for the benefit of the permanent common free schools of this State," to Committee on Education.

Senator Pfeuffer moved to suspend the regular order of business and take up Senate bill No. 350, "An act to authorize the refunding from the State treasury from deposits made to special funds to parties who may have paid the same in error, and who may have received no consideration therefor."

Adopted, and

Bill taken up and read second time.

Senator Pfeuffer offered the following amendment:

"The near approach of the close of the present session of

the Legislature creates an imperative public necessity and emergency for the suspension of the constitutional rule requiring bills to be read on three several days, and that the same take effect and be in force from and after its passage."

Adopted.

Senator Terrell offered the following amendment.

"Provided, that this act shall not apply to surveys the errors in which may be corrected."

Adopted, and

Bill, as amended, ordered engrossed.

Senator Pfeuffer moved to suspend the rules to place the bill on its third reading.

Adopted, and

The rule was suspended by the following vote:

YEAS—25.

Chesley.	Harris.	Peacock,
Cooper,	Johnson of Collin,	Pfeuffer,
Davis,	Johnston of Shelby,	Pope,
Evans,	King,	Randolph,
Fowler,	Kleberg,	Shannon,
Getzenlander,	Martin,	Stratton,
Gibbs,	Matlock,	Terrell,
Gooch,	Patton,	Traylor.

NAYS—none.

Bill read third time and passed.

Senator Kleberg moved to suspend the regular order of business and take up House substitute for Senate bill No. 189, "An act to provide for the permanent endowment in land or its proceeds, the University of Texas and its branches, including the branch for the instruction of colored youths, and also to provide for an equal endowment for the benefit of the permanent common free schools of this State."

Regular order suspended and bill taken up.

On motion of Senator Davis, the constitutional rule was suspended to read bill second time, by the following vote:

YEAS—24

Chesley,	Harris,	Peacock,
Cooper,	Johnson of Collin,	Pfeuffer,
Davis,	Johnston of Shelby,	Pope,
Evans,	King,	Randolph,
Fowler,	Kleberg,	Shannon,
Getzenlander,	Martin,	Stratton,
Gibbs,	Matlock,	Terrell,
Gooch,	Patton,	Traylor.

NAYS—none.

Bill read second time.

Senator Davis, chairman of Committee on Education, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Education, to whom was referred Senate bill No. 365, entitled "An act to devote to the permanent public free schools all of the remaining public domain of the State of Texas," have carefully examined the same, and instruct me to report the same back with the recommendation that it do pass.

All of which is respectfully submitted.

DAVIS, Chairman.

Senator Davis offered the following amendment to pending substitute for Senate bill No. 189.

Strike out of the caption, "and also to provide for an equal endowment for the benefit of the permanent common free school fund of the State," and insert, "and to set apart the remainder of the vacant public domain of this State for the benefit of the public free school fund."

Change section 2 to section 3, and insert section 2, as follows:

SEC. 2. The remainder of the vacant public land in this State is hereby set apart for the benefit of the public free school fund, and

declared to be a part of the permanent public free school fund of this State.

(Senator Cooper in the chair.)

Senator Shannon offered the following amendment to amendment of Senator Davis:

"Nothing in this act shall be so construed as to prohibit actual settlers from obtaining one hundred and sixty acres of land by settlement and three years' occupancy, as provided for under existing laws."

Senator Traylor moved the previous question.

Motion seconded.

Main question ordered, and

Senator Shannon's amendment was lost.

Senator Davis' amendment was lost by the following vote:

YEAS—8.

Davis,	Harris,	Pfeuffer,
Evans,	Johnson of Collin,	Shannon.
Getzendaner,	Patton,	

NAYS—18.

Buchanan,	Gooch,	Peacock,
Chesley,	Johnston of Shelby,	Pope,
Cooper,	King,	Randolph,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell,
Gibbs,	Matlock,	Traylor.

Bill passed to third reading.

On motion of Senator Traylor, rules were suspended to put the bill on its third reading by the following vote:

YEAS—26.

Buchanan,	Gooch,	Peacock,
Chesley,	Harris,	Pfeuffer,
Cooper,	Johnson of Collin,	Pope,
Davis,	Johnston of Shelby,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell,
Getzendaner,	Matlock,	Traylor.
Gibbs,	Patton,	

NAYS—none.

Senator Matlock offered the following amendment:

Strike out line 1, section 1, page 2, and insert, "for the purpose of building school houses in each organized county in the State, under such regulations as may be prescribed by law."

Lost by the following vote:

YEAS—3.

Evans,	Matlock,	Traylor.
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NAYS—23.

Buchanan,	Gooch,	Peacock,
Chesley,	Harris,	Pfeuffer,
Cooper,	Johnson of Collin,	Pope,
Davis,	Johnston of Shelby,	Randolph,
Fleming,	King,	Shannon,
Fowler,	Kleberg,	Stratton,
Getzendaner,	Martin,	Terrell.
Gibbs,	Patton,	

Bill passed by the following vote:

YEAS—26.

Buchanan,	Gooch,	Peacock,
Chesley,	Harri,	Pfeuffer,
Cooper,	Johnson of Collin,	Pope,
Davis,	Johnston of Shelby,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Terrell,
Getzendaner,	Matlock,	Traylor.
Gibbs,	Patton,	

NAYS—none.

On motion of Senator Getzendaner, the House was requested to return House bill No. 456, "An act to fix the

fees of the Department of State, and require the collection of the same."

Senator Fleming introduced a bill entitled "An act to create the county of Toyah."

Referred to Committee on Counties and County Boundaries.

Senator Shannon introduced a bill to be entitled, "An act to authorize the Governor to make appointments of notaries public during the vacation of the Legislature."

Referred to Judiciary Committee No. 1.

On motion of Senator Davis, regular order of business was suspended, and Senate bill No. 365, "An act to donate to the permanent public free school fund all of the remaining public domain of the State of Texas," was taken up.

Senator Davis moved to suspend the rules and place bill on second reading.

Adopted.

Senator Davis moved a call of the Senate.

Call sustained.

Roll called.

Absent, Senators Perry, Pfeuffer and Pope.

Pending business went to the table.

Senator Martin moved to suspend regular order of business and take up House bill No. 466, entitled "An act to amend article 795, chapter 17, of the Penal Code, providing for the protection of creditors of the estates of deceased persons."

Adopted.

Bill taken up, read third time and passed by the following vote:

YEAS—16.

Cooper,	Gibbs,	Patton,
Davis,	Harris,	Pope,
Evans,	Johnson of Collin,	Randolph,
Fleming,	King,	Shannon,
Fowler,	Martin,	Stratton.
Getzendaner,		

NAYS—7.

Buchanan,	Kleberg,	Peacock,
Chesley,	Matlock,	Traylor.
Gooch,		

Senator Johnson of Collin moved to suspend the regular order of business and take up House bill No. 282, "An act to establish uniform weights per bushel of wheat, corn and other products of the State."

Adopted, bill taken up, read third time and passed.

Senator Chesley moved to suspend the regular order of business and take up substitute House bill No. 157, "An act to amend section 2 of an act entitled 'an act to amend articles 423, 424, 425, 426, 427, 428, 429 and 430a, and to create article 4264, and to repeal article 430, of chapter 5, title 13, of the Penal Code, for the protection of fish and game,' approved March 15, 1881."

Adopted.

Bill read third time.

Senator Shannon moved to amend by striking out Tarrant from the counties exempted from the operation of the game law.

Adopted by the following vote:

YEAS—26.

Buchanan,	Getzendaner,	Patton,
Chesley,	Gibbs,	Peacock,
Collins,	Gooch,	Pfeuffer,
Cooper,	Harris,	Pope,
Davis,	Johnson of Collin,	Randolph,
Evans,	King,	Shannon,
Farrar,	Kleberg,	Stratton,
Fleming,	Martin,	Traylor.
Fowler,	Matlock,	

NAYS—none.

Senator Cooper offered the following amendment:

Strike out "Tyler, Polk, San Jacinto, Liberty, Chambers, Hardin, Jefferson, Orange, Newton and Jasper," wherever they occur in the bill, and insert as follows, "the counties of Tyler, Polk, San Jacinto, Liberty, Chambers, Hardin, Jefferson, Orange, Newton and Jasper are exempted from all provisions of this act."

Adopted by the following vote:

YEAS—24.

Buchanan,	Fowler,	Matlock,
Chesley,	Getzendaner,	Patton,
Collins,	Gooch,	Pfeuffer,
Cooper,	Harris,	Pope,
Davis,	Johnson of Collin,	Randolph,
Evans,	King,	Shannon,
Farrar,	Kleberg,	Stratton,
Fleming,	Martin,	Traylor.

NAYS—none.

Bill passed by the following vote:

YEAS—23.

Chesley,	Getzendaner,	Matlock,
Collins,	Gooch,	Peacock,
Cooper,	Harris,	Pfeuffer,
Davis,	Johnson of Collin,	Pope,
Evans,	King,	Randolph,
Farrar,	Kleberg,	Shannon,
Fleming,	Martin,	Stratton.
Fowler,		

NAYS—none.

Senator Shannon, for Judiciary Committee No. 1, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 1, to whom was referred Senate bill No. 366, entitled "An act authorizing the Governor to make appointments of notaries public during the vacation of the Legislature," have considered the same, and I am instructed by a majority thereof to report it back to the Senate and recommend its passage.

All of which is respectfully submitted.

SHANNON, for Committee.

Bill read first time.

Senator Gooch, chairman of Judiciary Committee No. 2, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Judiciary Committee No. 2, have had under consideration an act entitled "An act authorizing the transfer of occupation tax licenses in certain cases," and I am instructed by a majority to report the same back to the Senate and recommend its passage.

All of which is respectfully submitted.

Gooch, Chairman.

Bill read first time.

Senator Randolph moved to suspend the regular order of business and take up Senate bill No. 354, "An act to repeal so much of an act entitled 'an act to diminish the civil and criminal jurisdiction of the county courts of Matagorda, Camp, Houston, Kerr, Mason, San Patricio, Live Oak, Donley, Young, Comal, Atascosa and Wilson,' passed at the present session of the Eighteenth Legislature, as relates to the county of Houston."

Adopted, bill taken up, read second time, and ordered engrossed.

Senator Randolph moved to suspend the constitutional rule requiring bills to be read on three several days and bill to be placed on its third reading.

Adopted by the following vote:

YEAS—23.

Buchanan,	Fleming,	Gooch,
Chesley,	Fowler,	Harris,
Collins,	Getzendaner,	Johnson of Collin,
Evans,	Gibbs,	Johnston of Shelby,

King,
Kleberg,
Matlock,
Patton,

Peacock,
Pfeuffer,
Pope,
Randolph,

Shannon,
Stratton,
Traylor.

NAYS—none.

Bill read third time and passed by the following vote:

YEAS—23.

Buchanan,	Getzendaner,	Peacock,
Chesley,	Gooch,	Pfeuffer,
Collins,	Harris,	Pope,
Cooper,	Johnson of Collin,	Randolph,
Evans,	Johnston of Shelby,	Shannon,
Farrar,	King,	Stratton,
Fleming,	Kleberg,	Traylor.
Fowler,	Matlock,	

NAYS—none.

Senator Gooch moved to suspend the regular order of business and take up Senate bill No. 364, "An act to authorize the transfer of occupation tax licenses in certain cases."

Adopted.

Senator Gooch moved to suspend the constitutional rule and place bill on its second reading.

Adopted by the following vote:

YEAS—21.

Buchanan,	Gooch,	Pfeuffer,
Chesley,	Johnson of Collin,	Pope,
Cooper,	Johnston of Shelby,	Randolph,
Evans,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Matlock,	Terrell,
Getzendaner,	Peacock,	Traylor.

NAYS—2.

Davis,

Harris.

Bill read second time and ordered engrossed by the following vote:

YEAS—21.

Chesley,	Gooch,	Patton,
Collins,	Johnson of Collin,	Peacock,
Cooper,	Johnston of Shelby,	Pope,
Evans,	King,	Randolph,
Farrar,	Kleberg,	Shannon,
Fleming,	Martin,	Stratton,
Fowler,	Matlock,	Traylor.

NAYS—3.

Davis,

Getzendaner,

Harris.

Senator Gooch moved to further suspend the rules to place bill on its third reading.

Adopted by the following vote:

YEAS—20.

Chesley,	Getzendaner,	Matlock,
Collins,	Gooch,	Peacock,
Cooper,	Johnson of Collin,	Pope,
Evans,	Johnston of Shelby,	Randolph,
Farrar,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Traylor.

NAYS—4.

Davis,
Harris,

Patton,

Shannon.

Bill read third time and passed by the following vote:

YEAS—22.

Buchanan,	Gooch,	Peacock,
Chesley,	Johnson of Collin,	Pope,
Collins,	Johnston of Shelby,	Randolph,
Cooper,	King,	Shannon,
Evans,	Kleberg,	Stratton,
Farrar,	Martin,	Terrell,
Fleming,	Matlock,	Traylor.
Fowler,		

NAYS—4.

Davis,
Getzendaner,

Harris,

Patton.

The President announced the Senate full, except Senator Perry.

On motion of Senator Davis, Senator Perry was excused by the following vote:

YEAS—27.

Buchanan,	Getzendaner,	Patton,
Chesley,	Gooch,	Peacock,
Collins,	Harris,	Pfeuffer,
Cooper,	Johnson of Collin,	Pope,
Davis,	Johnson of Shelby,	Randolph,
Evans,	King,	Shannon,
Farrar,	Kleberg,	Stratton,
Fleming,	Martin,	Terrell,
Fowler,	Matlock,	Traylor.

NAYS—1.

Gibbs.

Senate bill No. 365, which went to the table under the call of the Senate, was again taken up, and

The Senate refused to suspend the rule to place bill on its second reading by the following vote:

YEAS—18.

Collins,	Getzendaner,	Martin,
Davis,	Gibbs,	Patton,
Evans,	Harris,	Pfeuffer,
Farrar,	Johnson of Collin,	Randolph,
Fleming,	Johnson of Shelby,	Stratton,
Fowler,	King,	Terrell.

NAYS—10.

Buchanan,	Kleberg,	Pope,
Chesley,	Matlock,	Shannon,
Cooper,	Peacock,	Traylor.
Gooch,		

The following message was received from the House:

HALL HOUSE OF REPRESENTATIVES,
AUSTIN, April 9, 1883.

Mr. President:

I am instructed to inform your honorable body that the House of Representatives has acceded to the request of the Senate for the return to the Senate of substitute House bill No. 456, for correction.

Also, that the House has adopted the report of the free conference committee on the differences between the two houses on Senate bill No. 269, known as the school land bill.

Also, that the House has concurred in Senate amendments to House bills Nos. 443 and 395.

Respectfully,

J. W. BOOTH,
Chief Clerk.

Senator Traylor moved to suspend the regular order of business and take up substitute House bill No. 352, "An act to establish a county brand for the several counties in this State, and to provide for the advertising of all estrays branded with the county brand in the counties to which the county brand may belong."

Adopted, and bill taken up, read second time, with committee amendments.

Committee amendments adopted, and bill passed to third reading.

Senator Traylor moved to suspend the rule and read bill third time.

Adopted by the following vote:

YEAS—24.

Buchanan,	Gooch,	Patton,
Chesley,	Harris,	Peacock,
Collins,	Johnson of Collin,	Pfeuffer,
Cooper,	Johnson of Shelby,	Pope,
Farrar,	King,	Randolph,
Fowler,	Kleberg,	Shannon,
Getzendaner,	Martin,	Stratton,
Gibbs,	Matlock,	Traylor.

NAYS—1.

Davis.

Bill read third time and passed.

Senator Getzendaner moved to suspend the regular order of business and take up substitute House bill No. 456, "An act to fix the fees of the Department of State, and require the collection of the same," which was returned from the House this morning.

Adopted, and bill taken up and passed by the following vote:

YEAS—15.

Buchanan,	King,	Pope,
Chesley,	Kleberg,	Shannon,
Getzendaner,	Patton,	Stratton,
Gibbs,	Peacock,	Terrell,
Johnson of Collin,	Pfeuffer,	Traylor.

NAYS—13.

Collins,	Farrar,	Johnson of Shelby,
Cooper,	Fowler,	Martin,
Davis,	Gooch,	Matlock,
Evans,	Harris,	Randolph.

On motion of Senator Traylor, the Senate adjourned till 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate met pursuant to adjournment.

The President in the chair.

Roll called. Quorum present.

Senator Martin, chairman of Committee on Engrossed Bills, submitted the following report:

COMMITTEE ROOM,
AUSTIN, April 9, 1883.

Hon. Marion Martin, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 364, being "An act authorizing the transfer of occupation tax license in certain cases," and find the same correctly engrossed.

MARTIN, Chairman.

Senator Stratton moved to suspend regular order of business and take up Senate bill No. 359, a bill entitled "An act to amend 'an act amendatory of title 83 and of the supplement thereto of the Revised Civil Statutes,' approved February 28, 1883."

Adopted, and bill taken up and read second time.

Senator Stratton offered the following amendment:

"The near approach of the close of the session of the Legislature and the importance of an efficient quarantine service, creates an emergency and public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and that this act take effect and be in force from and after its passage."

Adopted, and bill ordered engrossed.

Senator Stratton moved to suspend the rules and place the bill on its third reading.

Adopted by the following vote:

YEAS—21.

Chesley,	Getzendaner,	Matlock,
Collins,	Gooch,	Patton,
Davis,	Harris,	Peacock,
Evans,	Johnson of Collin,	Randolph,
Farrar,	King,	Shannon,
Fleming,	Kleberg,	Stratton,
Fowler,	Martin,	Traylor.

NAYS—none.

Bill read third time and passed by the following vote:

YEAS—12.

Chesley,	Gooch,	Patton,
Collins,	Harris,	Peacock,
Evans,	King,	Randolph,
Farrar,	Kleberg,	Shannon,
Fleming,	Martin,	Stratton,
Fowler,	Matlock,	Traylor.

YEAS—3.

Davis,	Getzendaner,	Johnson of Collin.
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Senator Shannon moved to suspend regular order of business and take up Senate bill No. 366, "An act to authorize the Governor to make appointments of notaries public during the vacation of the Legislature."

Bill taken up, read second time and ordered engrossed.

Senator Shannon moved to suspend rule and place bill on its third reading.

Which was adopted by the following vote:

YEAS—19.

Buchanan,	Getzendaner,	Peacock,
Collins,	Gooch,	Pfeuffer,
Davis,	King,	Randolph,
Evans,	Kleberg,	Shannon,
Farrar,	Matlock,	Stratton,
Fleming,	Patton,	Traylor,
Fowler,		

NAYS—4.

Chesley,	Johnson of Collin,	Martin.
Harris,		

Bill read third time and passed by the following vote:

YEAS—12.

Davis,	King,	Pfeuffer,
Evans,	Kleberg,	Randolph,
Fleming,	Patton,	Shannon,
Getzendaner,	Peacock,	Stratton,

NAYS—11.

Buchanan,	Fowler,	Martin,
Chesley,	Gooch,	Matlock,
Collins,	Harris,	Traylor,
Farrar,	Johnson of Collin,	

Senator Martin moved to suspend regular order of business and take up Senate bill No. 363, "An act to amend article 1005 of the Revised Statutes of Texas."

Adopted, and bill taken up.

Senator Davis moved to suspend rules and place bill on its second reading, and

The Senate refused to suspend by the following vote:

YEAS—15.

Chesley,	Fleming,	Martin,
Collins,	Getzendaner,	Matlock,
Davis,	Harris,	Patton,
Evans,	Johnson of Collin,	Shannon,
Farrar,	Kleberg,	Stratton,

NAYS—6.

Fowler,	King,	Randolph,
Gooch,	Peacock,	Traylor,

Senator Patton moved to suspend the regular order of business and take up House bill No. 489, "An act to prevent the adulteration of food and drugs."

Adopted, and bill taken up and read second time, committee amendment adopted, and bill passed to third reading.

Senator Patton offered the following amendment: Amend by adding:

SECTION —. The near approach of the end of the present session of the Legislature rendering it improbable that this bill can pass through the regular course of legislation, creates an imperative necessity for the suspension of the constitutional rule requiring bills to be read on three several days; and it is so suspended.

Adopted, and bill passed to third reading.

On motion of Senator Patton, the rules were suspended to put bill on its third reading by the following vote:

YEAS—25.

Buchanan,	Gooch,	Patton,
Chesley,	Harris,	Peacock,
Collins,	Johnson of Collin,	Pfeuffer,
Davis,	Johnson of Shelby,	Randolph,
Evans,	King,	Shannon,
Farrar,	Kleberg,	Stratton,
Fleming,	Martin,	Terrell,
Fowler,	Matlock,	Traylor,
Getzendaner,		

NAYS—none.

Bill read third time and passed.

A message was received from the House informing the Senate of the passage by that body of Senate substitute for House bill No. 528, "An act to create a land board, with authority to investigate alleged land frauds, and to authorize the institution of suits in the name of the State; to annul purchases in certain cases illegally and improperly made under 'an act to provide for the sale of alternate sections of land in organized counties, as surveyed by railroad companies and other works of internal improvement, and set apart for the benefit of the common school fund,'" approved July 8, 1879, and an act amendatory thereof, approved April 6, 1881," with House amendments.

On motion of Senator Peacock, House bill No. 235, "An act to amend article 1059, chapter 3, title 15, of the Code of Criminal Procedure of the State of Texas," was taken up, read second time and passed to third reading.

Special order of the day, substitute for House bills Nos. 101, 143, 181, 216, 372, 375 and 391, "An act to amend articles 3759, 3762, 3766, 3768, and to repeal article 3758, chapter 3, title 78, of the Revised Civil Statutes of the State of Texas," was taken up, read second time, and

On motion of Senator Johnston of Shelby, postponed and made special order for to-morrow, and from day to day till disposed of.

Senator Traylor moved to suspend the regular order of business and take up House bill No. 539, "An act to amend article 784, of chapter 15, title 17, of the Penal Code."

Adopted, bill taken up and read second time, and passed to third reading.

Senator Johnston of Shelby moved to suspend the constitutional rule and place bill on its third reading.

Adopted by the following vote:

YEAS—18.

Collins,	Johnson of Collin,	Peacock,
Evans,	Johnston of Shelby,	Pfeuffer,
Fleming,	King,	Randolph,
Getzendaner,	Kleberg,	Shannon,
Gooch,	Martin,	Stratton,
Harris,	Matlock,	Traylor,

NAYS—3.

Chesley,	Davis,	Fowler.
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Bill read third time and passed by the following vote:

YEAS—13.

Buchanan,	Johnston of Shelby,	Patton,
Chesley,	Kleberg,	Pfeuffer,
Collins,	Martin,	Stratton,
Fleming,	Matlock,	Traylor,
Harris,		

NAYS—10.

Davis,	Gooch,	Peacock,
Evans,	Johnson of Collin,	Randolph,
Fowler,	King,	Shannon,
Getzendaner,		

Senate bill No. 340, "An act to authorize suits against the officers of the executive departments, and to fix the venue of the same," was taken up in its regular order, read second time, and the Senate refused to engross it by the following vote:

YEAS—5.

Davis,	Matlock,	Stratton.
Fleming,	Shannon,	

NAYS—18.

Buchanan,	Harris,	Patton,
Chesley,	Johnson of Collin,	Peacock,
Collins,	Johnston of Shelby,	Pfeuffer,
Farrar,	King,	Randolph,
Fowler,	Kleberg,	Terrell,
Gooch,	Martin,	Traylor,

On motion of Senator Matlock, the Senate adjourned until 10 o'clock to-morrow.